

PUBLIC HEARING: Continuation of the Public Hearing on the Town of Horicon Comprehensive Plan from June 24, 2010.

Present at meeting	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Kenneth Higgins	Councilman
	Robert Olson	Councilman
Absent	Joseph Dooris	Councilman
Krista Wood	Town Clerk	

Also: Gary Frenz, Tom Johansen, Christine Smith-Hayes, Jane Smith, Bill McGhie, Gary McMeekin, Harvey Leidy, Bill Bruce, Marty Meade, and others.

Supervisor Bentley re-opened the Public Hearing for the Town of Horicon Comprehensive Plan and invited comments from the audience. Councilman Olson spoke of the work that has been put forth throughout this process and commended those involved on doing a good job. There being no further comments, the Public Hearing was closed at 6:15 PM by MOTION of Messrs. Olson and Higgins, all in favor.

REGULAR MEETING:

Present at meeting	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Kenneth Higgins	Councilman
	Robert Olson	Councilman
	Joseph Dooris	Councilman
Krista Wood	Town Clerk	

Also: Mark Schachner (Town Counsel), Paul Smith (Highway Superin.), Gary Frenz, Tom Johansen, Christine Smith-Hayes, Jane Smith, Bill McGhie, Gary McMeekin, Harvey Leidy, Bill Bruce, Marty Meade, Joe Koch, Matt Simpson, Brandon Himoff, Harry Balz, and others.

Supervisor Bentley called the meeting to order at 7:00 PM

Comprehensive Plan: The first order of business was to complete the SEQRA Part II. Attorney Schachner read the questions on Part II and the Board answered. The next step was to make a determination of environmental impact. The following Resolution was introduced:

RESOLUTION NO. 84 OF 2010

Messrs. Dooris and Olson introduced Res. 84 and moved its adoption, all Ayes.

RESOLUTION OF NEGATIVE DECLARATION

WHEREAS, the New York State Environmental Quality Review Act (SEQRA) requires the Town of Horicon to determine the potential adverse environmental impact of adopting the proposed Town of Horicon Comprehensive Plan.

WHEREAS, said Comprehensive Plan contains description and analysis of the Town's environmental resources and includes recommendations to help preserve and protect such resources,

WHEREAS, the Town of Horicon has reviewed the proposed Comprehensive Plan and has concluded that it will not create any significant adverse environmental impacts,

RESOLVED, it is hereby determined that a negative declaration pursuant to the State Environmental Quality Review Act (SEQRA) shall be prepared.

Upon completion of SEQRA Part II, and Resolution of Negative Declaration the Board is now ready to adopt the Town of Horicon Comprehensive Plan as follows:

RESOLUTION NO. 85 OF 2010

Messrs. Higgins and Dooris introduced Res. 85 and moved its adoption, all Ayes.

RESOLUTION TO ADOPT THE TOWN OF HORICON COMPREHENSIVE PLAN

WHEREAS, after much research, time, and discussion, the Town of Horicon Comprehensive Plan has been completed, NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Horicon, being satisfied with the final Draft, does hereby adopt the Town of Horicon Comprehensive Plan as set forth at the meeting of the Board on July 15, 2010.

Correspondence to the Board:

Dolores Monroe RE: Thank you card for the Memorial Park in honor of Jeremiah N.Ctry. Hardship Fund RE: Organization that provides temporary assistance to needy Indep. Towers Holdings RE: Notification of proposed cell tower in Hague

Approval of Minutes: Minutes of June 17th, June 24th, July 6th, and July 12th approved by Motion of Messrs. Dooris and Olson, all Ayes.

Approval of June Abstracts:

RESOLUTION NO. 86 OF 2010

Messrs. Higgins and Hill introduced Res. No. 86 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE PAYMENT OF ABSTRACTS

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Bookkeeper to pay the following July Vouchers and Abstracts:

General Vouchers	# 171-195	\$ 19,691.57
Highway Vouchers	# 117-135	\$ 69,837.00
General Abstracts	18 & 20	\$ 42,338.00
Highway Abstracts	18 & 20	\$ 11,222.48

Old Business:

Zoning Amendment-Horicon Birches: Attorney Schachner read aloud the questions on SEQRA Part II and the Board answered said questions. The Board then made the following statement regarding the environmental impact of the proposed zoning amendment:

RESOLUTION NO. 87 OF 2010

Messrs. Dooris and Olson introduced Res. No. 87 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE ISSUANCE OF SEQRA NEGATIVE DECLARATION

WHEREAS, the Town Board of the Town of Horicon has declared itself the Lead Agency for the proposed amendments to the Town of Horicon Zoning Ordinance, and WHEREAS, the Town Board has reviewed the SEQRA Environmental Assessment Form and determined that adoption of the proposed zoning amendment to add Horicon

Birches to the list of Pre-Existing Subdivisions will have no significant adverse environmental impacts, and
NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby determine that adoption of the proposed amendments to the Town of Horicon Zoning Ordinance will not result in any significant adverse environmental impacts and therefore authorizes issuance of the SEQRA Negative Declaration, and
BE IT FURTHER RESOLVED, that the Town Supervisor and the Town Clerk are hereby authorized and directed to submit the proposed zoning amendment together with the SEQRA documents and copy of this Resolution to the Adirondack Park Agency for formal APA review and approval.

Dam Safety Inspection and Certification: The Town has received a proposal from CT Male to prepare the required Dam Safety Inspection and Certification at a cost of \$25,875.00. Supervisor Bentley advised the Board that the County is going to put out a proposal for bid that includes all the dams in the County in hopes of getting a better price for the Inspections and Certifications. No action will be taken at this time pending new bid submittals.

New Business:

Tannery and Landfill Rd closed for Race: The organizers of the HHHN Care for Kids 5K Race are asking the Board to close Tannery and Landfill Roads for a 1-1/2 hour time frame on August 1, 2010. The following Resolution was passed by the Board:

RESOLUTION NO. 88 OF 2010

Messrs. Dooris and Hill introduced Res. No. 88 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE THE TEMPORARY CLOSURE OF TANNERY RD. AND LANDFILL RD. ON AUGUST 1, 2010

WHEREAS, on Sunday, August 1, 2010 Hudson Headwaters will be holding the Care for Kids 5K race, NOW, THEREFORE, BE IT
RESOLVED, that the Town Board of the Town of Horicon, in consideration of the safety of the participants of the 5K Race, does hereby authorize the closing of Tannery Road and Landfill Road between 9:00 AM and 10:30 AM on Sunday, August 1, 2010.

Stop sign on Dorset Rd. Highway Superintendent Smith advised the Board that the intersection of Pease Hill Rd. and Dorset Rd had been inspected by Jeff Tennyson of Warren County DPW. It was determined by HS Smith and Jeff Tennyson that the stop sign at that intersection should be moved to address liability concerns. The following Resolution was made:

RESOLUTION NO. 89 OF 2010

Messrs. Dooris and Olson introduced Res. No. 89 and moved its adoption, all Ayes:

**RESOLUTION TO MOVE THE STOP SIGN AT THE DORSET RD. AND
PEASE HILL RD. INTERSECTION**

RESOLVED, that the Town Board of the Town of Horicon does hereby request the STOP sign that is currently at the end of Dorset Road be moved to the intersection of Pease Hill and Dorset Roads upon the recommendation of Highway Superintendent Paul Smith. The Board authorizes a letter be sent to Warren County Engineering Department requesting the STOP sign be moved.

Dog Licensing Changes: The Town Clerk advised the Board that it has been confirmed that the licensing of dogs will no longer be handled by New York State Department of Agriculture and Markets. As of January 1, 2011 dog licensing will be turned over to the individual municipalities. This change will require the Town to have their own system for tracking all pertinent information.

BAS Software: In light of the changes with the dog licensing the Town Clerk researched several options. Business Automation Systems offers a Town Clerk Software package that includes a dog licensing module among other things. After researching similar software packages the Town Clerk determined that the pricing offered through BAS would be the most affordable. In addition, BAS offered to include the Minutes Indexing software at a discounted rate. This software could be utilized by the Town Clerk as well as the Zoning and Planning office. The following Resolution was made:

RESOLUTION NO. 90 OF 2010

Messrs. Higgins and Olson introduced Res. No. 90 and moved its adoption, all Ayes:

**RESOLUTION TO AUTHORIZE THE PURCHASE OF THE TOWN CLERK AND
MINUTES INDEXING SOFTWARE**

WHEREAS, the Town Clerk has received quotes from two separate software suppliers for Town Clerk Software and also for Minutes Indexing Software. Both of these programs can be utilized by the Town Clerk, Planning/Zoning, and Board of Review. WHEREAS, Business Automation Services, Inc. quoted a price of \$1,180.00 for the Town Clerk Software and a price of \$620.00 for the Minutes Indexing Software. Williamson Law Book Co. quoted a price of \$1,760.00 for the Town Clerk Software and did not quote the Minutes Indexing as they currently have no software for that. RESOLVED, that the Town Board does hereby authorize the Purchase of the Town Clerk Software (two workstations) and the Minutes Indexing Software (two workstations) from Business Automation Services, Inc. for a total price of \$1,800.00.

Noise Ordinance: Supervisor Bentley suggested the Town Board look into revising the current Noise Ordinance. Attorney Schachner advised the Board that in order to be enforced the Noise Ordinance would need to contain strong language and objective standards. He noted instances deemed as "reasonable" and subjective standards are not enforceable. In regards to the recent issue of noise and speed on Schroon Lake, Councilman Hill suggested the three Towns look into hiring their own Constable to enforce the noise and speed ordinance. He will look into what would be required for credentials and report back at the next meeting. Councilman Higgins made a motion that the Board set a Public Hearing to address a new Noise Ordinance.

Miscellaneous: Councilman Hill advised the Board that he needed signs for Adirondack for "Beach Parking" and "No Parking" due to people parking where they are not allowed. He also had a request for use of the parking lot in Adirondack for the Garage sale on August 14th. Councilman Higgins noted the fountain in the Mill Pond is not working properly and he will contact Jason Hill to fix the problem. Supervisor Bentley advised the Board that the County has notified him that all of the bolts in the new Pavilion need to be changed to galvanized. Councilman Olson will get the galvanized bolts. Councilman Dooris made a personal note of thanks to Doug Paton for his positive attitude and willingness to work with the Board at the recent Comprehensive Plan workshop meeting on Monday, July 12th.

Zoning Ordinance Review Committee: Supervisor Bentley advised the Board that they will need to appoint a Committee to work with Dr. Richard Lamb to revise the Town of Horicon Zoning Ordinance. Supervisor Bentley suggested appointing the members of the Planning Board. Councilman Olson advised holding off on appointing the Planning Board because that Board is primarily lake residents. He suggested instead looking for a mix of people to include lake residents, working people with families, etc. By appointing a diverse group the Town will have a much better representation. Councilman Dooris further suggested the Board set parameters by which the Committee must work.

Resolutions:

RESOLUTION NO. 91 OF 2010

Messrs. Higgins and Dooris introduced Res. No. 91 and moved its adoption, all Ayes:

RESOLUTION TO ADD NEW 9-1-1 ROAD

RESOLVED, that the Horicon Town Board does hereby add Sutter Lane to the Town of Horicon Emergency (9-1-1) Road System. Sutter Lane intersects with Woodbridge Drive.

RESOLUTION NO. 92 OF 2010

Messrs. Higgins and Olson introduced Res. No. 92 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE THE ISSUANCE OF FIREWORKS DISPLAY PERMITS

WHEREAS, the Town of Horicon does allow for the display of fireworks as outlined in Section 405 of the Penal Law, AND

WHEREAS, any applicant who wishes to submit an application to the Town of Horicon for a fireworks display must do so in accordance with Section 405 of the Penal Law.

The application must include all required information as well as the necessary proof of bond or insurance coverage for the event.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Town Clerk to grant a Fireworks Display Permit to an organization or individual that submits all necessary documentation and is in accordance with the Penal Law, Section 405.

RESOLUTION NO. 93 OF 2010

Messrs. Dooris and Olson introduced Res. No. 93 and moved its adoption:

STANDARD WORKDAY AND REPORTING RESOLUTION

BE IT RESOLVED, that the Town of Horicon hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

<i>Name & Title</i>	<i>Standard Work Day</i>	<i>Term Begin/Ends</i>	<i>Participates in Employer's Time Keeping System</i>	<i>Days/Mo.</i>
Ralph Bentley (Supervisor)	6	1/1/10-12/31/11	No	20
Krista Wood (Town Clerk)	6	1/1/10-12/31/13	No	20
Paul Smith (Highway Supt.)	7	1/1/08-12/31/11	No	20
James Murphy (Justice)	6	1/1/07-12/31/10	No	7
Kenneth Higgins (Town Councilman)	6	1/1/08-12/31/11	No	5
Joseph Dooris (Town Councilman)	6	1/1/08-12/31/11	No	5
Robert Olson (Town Councilman)	6	1/1/10-12/31/13	No	5
Robert Hayes (Landfill Superin.)	7	Annual	No	20

AYES: 5

NAYS: 0

ABSENT: 0

Councilman Hill: AYE

Councilman Higgins: AYE

Councilman Olson: AYE

Councilman Dooris: AYE

Supervisor Bentley: AYE

I, Krista L. Wood, Clerk of the Town Board of the Town of Horicon, County of Warren, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 15th day of July, 2010 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original. I further certify that the full board, consists of 5 members, and that 5 of such members were present at such meeting and that 5 of such members voted in favor of the above resolution.

RESOLUTION NO. 94 OF 2010

Members of the Board unanimously introduced Res. No. 94 and moved its adoption:

**RESOLUTION TO EXPRESS APPRECIATION TO ALL THOSE WHO
CONTRIBUTED TO THE COMPREHENSIVE PLAN**

WHEREAS, the Town of Horicon has recently completed the process of updating the Town's Comprehensive Plan.

WHEREAS, this has been a long and painstaking process and thanks to the effort and dedication of those involved, the Plan has now been completed.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Horicon does hereby wish to express their appreciation to all those involved in creating the new Plan for the time and hard work they have put forth to see this project through.

RESOLUTION NO. 95 OF 2010

Messrs. Higgins and Hill introduced Res. No. 95 and moved its adoption, all Ayes:

**RESOLUTION TO SET PUBLIC HEARING TO DISCUSS PROPOSED NOISE
ORDINANCE**

RESOLVED, that the Town Board of the Town of Horicon does hereby set a Public Hearing for the purpose of reviewing proposed revisions to the Town of Horicon Noise

Ordinance. The Public Hearing will be held Thursday, August 19, 2010 at 7:00 P.M. All those wishing to attend will be heard.

Privilege of Floor

Harry Balz noted that the Adirondack Association of Towns & Villages has done a Comprehensive study of the Adirondack Towns and Villages which covers numerous topics the Board may find relevant. He suggested the Board retain a copy and Supervisor Bentley noted that he did have a copy of that publication.

Bill McGhie advised the Board that the Schroon Lake Management Plan is now on the Warren County Soil and Water website. In addition, Dave Wick will be speaking on July 23rd at the Pottersville Volunteer Fire Department. Bill McGhie said he was told that when the Management Plan was created the State expected them to submit for grants so it would be worthwhile to look into this.

Paul Smith asked the Board how the dedication of the pavilion was coming along. Councilman Hill said that the plaque was almost complete and further suggested the dedication is done on Horicon Day. However, there has been no specific date set.

Adjourn...

There being no further business to attend to the meeting was adjourned at 8:10 PM by MOTION of Messrs. Dooris and Olson, all in favor.

Respectfully Submitted:

Town Clerk